

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION**

JESSICA FRYREAR

PLAINTIFF

v.

CIVIL ACTION NO.: 4:22-CV-112-MPM-DAS

**WASHINGTON COUNTY, MISSISSIPPI
JARRELL EVANS AND CEDRICK ADAMS,
in Their Individual Capacities for State Law
Violations Only**

DEFENDANTS

DEFENDANT WASHINGTON COUNTY, MISSISSIPPI'S MOTION TO STAY

COMES NOW, Defendant, Washington County, Mississippi, by and through counsel, and respectfully moves this Court for a stay of this proceeding pending Defendant's Motion for Judgment on the Pleadings [**Doc. 19**] and would state to the Court as follows, to-wit:

I. BACKGROUND

Plaintiff Jessica Fryrear filed this lawsuit against Defendant Washington County. Washington County has now answered [**Doc. 16**] and filed a Motion for Judgment on the Pleadings [**Doc. 19**].

II. AUTHORITY

Defendant Washington County has moved to dismiss all the claims against it, including Plaintiff's failure to state a claim under *Monell*, an immunity-based legal theory. A stay is proper under *L. R. 16(b)(3)(C)* as the County has invoked an immunity-based defense. Moreover, a stay now will save judicial resources and time and un-necessary legal expense, as this matter may fully be resolved on this motion without the need for discovery. For this additional reason, a stay in this matter is appropriate.

WHEREFORE, DEFENDANT RESPECTFULLY PRAYS that the Court stay this proceeding pending Defendant's Motion for Judgment on the Pleadings [**Doc. 19**].

RESPECTFULLY SUBMITTED this the 25th day of October, 2022.

JACKS GRIFFITH LUCIANO, P.A.

By: /s/ **Bethany A. Tarpley**

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CERTIFICATE OF SERVICE

I, Bethany A. Tarpley, attorney of record for Defendant, Washington County, Mississippi, do hereby certify that I have this day caused a true and correct copy of the above and foregoing *Defendant Washington County, Mississippi's Motion to Stay* to be delivered by the ECF Filing System which gave notice to the following:

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DATED this 25th day of October, 2022.

/s/ **Bethany A. Tarpley**
Bethany A. Tarpley